# CITY OF LODI

# **COUNCIL COMMUNICATION**

AGENDA TITLE: Public Hearing to Consider Resolution/Order to Vacate the East 200 Feet of the

Alley West of Central Avenue and North of Oak Street

MEETING DATE: May 7, 2003

PREPARED BY: Public Works Director

RECOMMENDED ACTION: That the City Council, after reviewing the findings of the Planning

Commission, conduct a public hearing and take the appropriate action on the Resolution/Order to Vacate the east 200 feet of the alley west of

Central Avenue and north of Oak Street.

BACKGROUND INFORMATION: At its regular meeting of March 19, 2003, the City Council adopted

a resolution of intention to vacate the east 200 feet of the alley west of Central Avenue and north of Oak Street, reserving, however, and

excepting from the vacation, a permanent easement and right

therein to construct, maintain, repair and operate lines for public utilities, in and across the vacated alley alignment; and referred the matter to the Planning Commission.

The 200 feet of alley proposed for abandonment currently separates the Joe Serna, Jr., Charter School from the Lodi Unified School District (LUSD)-owned parking lot. The abandonment of the alley will allow safe pedestrian access between the classrooms and parking lot and allow the school site to be fenced for security purposes. The expansion plans for the school site include a Headstart preschool and portable classrooms on the north side of the existing alley, as shown on Exhibit A. LUSD will dedicate a 25-foot strip of land along the west boundary of the school site, south of the existing alley, to provide alley access from Oak Street, as shown on the attached Exhibit B. LUSD will also construct and maintain a 6-foot masonry wall along the west side of the proposed alley to separate vehicle traffic from the adjacent residence. The masonry wall will be located on LUSD property.

Since the existing alley is currently necessary to provide access to alley residences and service vehicles, the actual order to vacate the existing alley will not be filed until the new alley alignment right-of-way has been dedicated and all alley improvements have been completed and accepted by the City.

In response to a letter from Mr. and Mrs. Glen Blehm (copy attached), LUSD staff met with concerned property owners at the school site to address their concerns and explain the proposed on-site vehicular circulation at the school site that has been designed to lessen alley traffic and on-street activity.

The Planning Commission at its April 23, 2003, meeting, held a public hearing to determine the public need, present or future, for this alley. The Planning commission determined the vacation and realignment of the proposed alley is consistent with the City General Plan, and the abandoned portion of

| APPROVED: | 4/1041                      |
|-----------|-----------------------------|
|           | H. Dixon Flynn City Manager |

Public Hearing to Consider Resolution/Order to Vacate the East 200 feet of the Alley West of Central Avenue and North of Oak Street
May 7, 2003
Page 2

the public alley no longer serves a public purpose due to the alley realignment to Oak Street. The Commission is providing their findings to the City Council for the May 7 public hearing.

Pacific Gas & Electric Company, SBC, Comcast (formerly AT&T Broadband) and the City of Lodi Electric Utility Department, and Street and Water/Wastewater Divisions have approved the abandonment of the east 200 feet of the alley. The City Electric Utility Department has advised that the relocation of a street light necessitated by the abandonment will be at the expense of the developer.

FUNDING: Not applicable.

Richard C. Prima, Jr. Public Works Director

Prepared by Jeannie Matsumoto, Senior Engineering Technician

RCP/JM/pmf

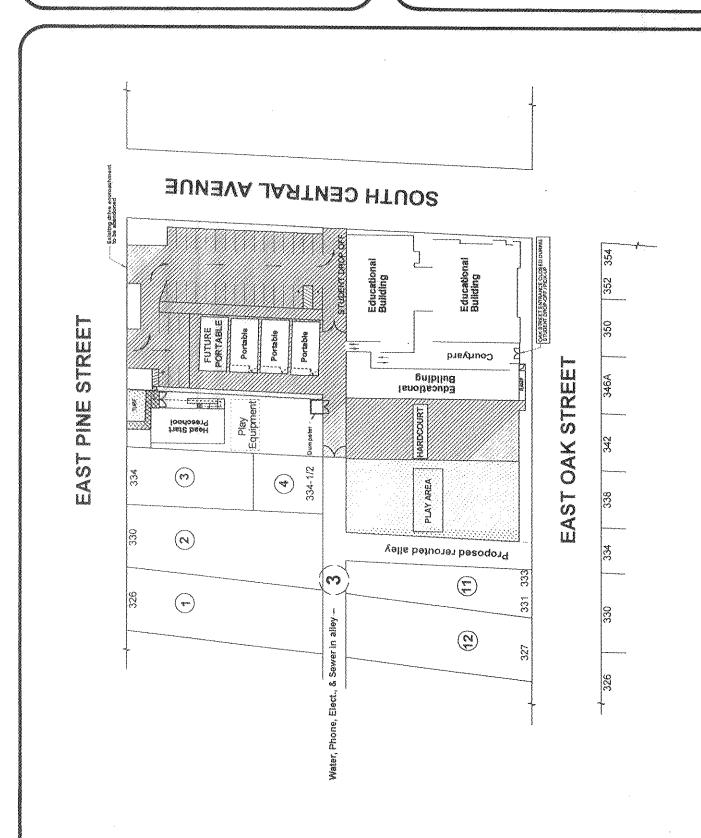
Attachments

cc: City Attorney

Community Development Director

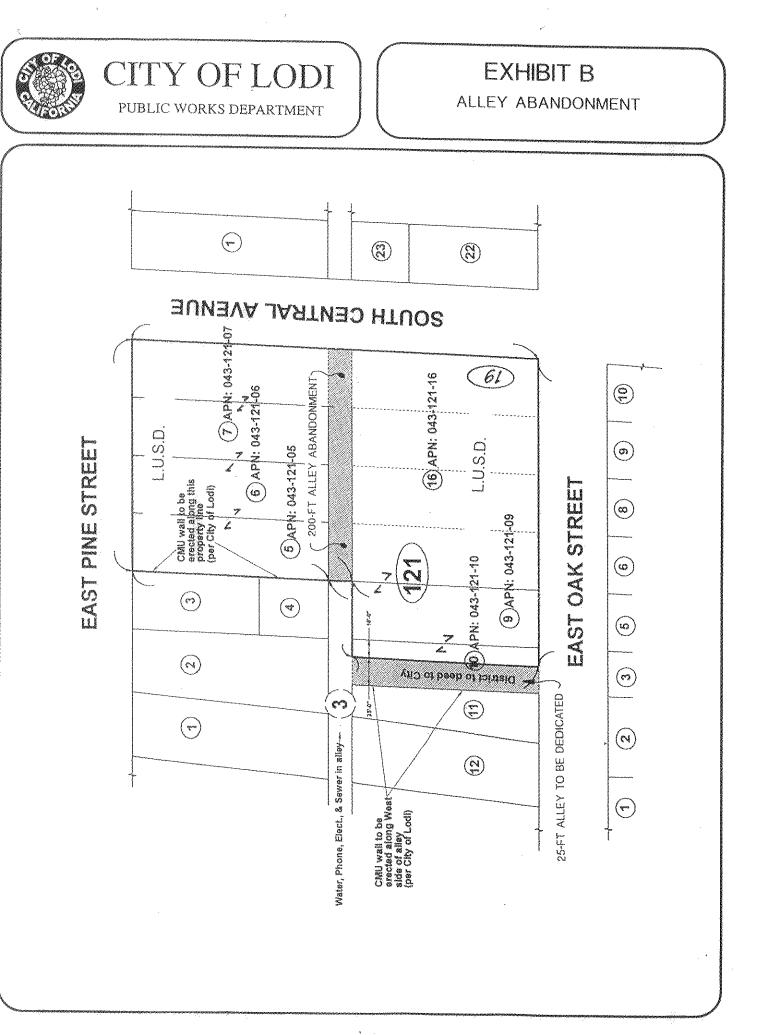
Street Superintendent

Water/Wastewater Superintendent



CITY OF LODI
PUBLIC WORKS DEPARTMENT

EXHIBIT A



Mr. & Mrs. G. ... Blehm 719 West Walnut Street Lodi, CA 95240 (209) 368-4180

M49 3 1 2003

March 25, 2003

City of Lodi City Hall 222 West Pine Street P.O. Box 3006 Lodi, CA 95241-1910 CITY OF LODI

RE:

RESOLUTION NO. 2003-47

Intention to vacate and abandon the east 200 feet of the alley located west of Central Avenue and north of Oak Street

To Whom It May Concern:

We own property at 346 East Oak Street and we object to Resolution No. 2003-47 based on the following information.

Has anybody on the City Council or Planning Commission checked out the current congestion at the east end of the 300 block of East Oak Street?

If you vacate the east 200 feet of the existing alley and re-route the cars from the alley onto Oak Street, you're adding more traffic to a street that is already congested with traffic.

Most of the cars in the alley (and there are many) belong to residents living on East Pine Street. It's very obvious when you drive down the alley. Many homes in this area do not have driveways and residents must park their cars in the alley or on the street

Homeowners residing at the east end of the 300 block of East Oak Street currently deal with east and west bound Grape Line Bus traffic. The buses travel both ways on Oak Street approximately 3 times every hour. Plus, there are two bus stops at the corner of East Oak and Central Avenue that stop traffic and increase the congestion.

In addition to the bus traffic, parents drop-off and pick-up children at Charter Elementary School, also located at the east end of the 300 block of East Oak Street. When parents drop-off and pick-up their children, they often block driveways, park in the middle of the street (two cars deep), park in residents' driveways, and travel in reverse to escape the congestion. The children run across the street and run from behind parked cars which is very dangerous (and at the same time, the Grape Line Bus goes by).

Furthermore, teachers from Charter Elementary School park on the street all day with no regard for the residents who don't have off street parking. On Sundays there are church services and the worshipers also park on the street and block driveways (and at the same time, the Grape Line Bus goes by).

The 300 block of East Oak Street, especially the east end of the block (where the alley traffic will enter per Resolution No. 2003-47), is already overused, congested and at times dangerous.

I hope you will give attention to the above facts and perhaps reconsider your plans to add more traffic to this narrow, already congested, block of East Oak Street.

Sincerely,

Glen & Helen Blehm

CC:

Lodi City Council

Lodi Planning Commission

Community Development Department Richard Prima, Lodi Public Works Director

Teles Elekn

PLEASE RECORD AND RETURN TO: Susan J. Blackston, City Clerk P.O. Box 3006 Lodi, CA 95241-1910

### RESOLUTION NO. 2003-82

### A RESOLUTION OF THE LODI CITY COUNCIL VACATING THE EAST 200 FEET OF THE ALLEY WEST OF CENTRAL AVENUE AND NORTH OF OAK STREET

WHEREAS, this City Council, acting in accordance with provisions of Part III of Division 9 of the Streets and Highways Code of this State, did on the 19th day of March, 2003, pass and adopt Resolution of Intention No. 2003-47 therein declaring the intention of said City Council to vacate the east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, County of San Joaquin, State of California, at the time of completion and acceptance by the City of the realigned alley improvements south of the existing alley, reserving, however, and excepting from the vacation, a permanent and right therein to construct, maintain, repair, and operate lines for public utilities, in, over, and across said vacated alley alignment, and more particularly described as follows, to wit:

The east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, as shown on Exhibit A attached.

WHEREAS, said notice of said intended vacation was regularly given by publication and by posting, both in time, form, and manner as required by law as is evidence by affidavits on file and on record in the office of the City Clerk of the City of Lodi; and

WHEREAS, in accordance with the provisions stated herein and also contained in the posted notices of the adoption of said resolution, notice was given that a public hearing would be held before the City Council in the City Council Chambers, Carnegie Forum, 305 West Pine Street, Lodi, California, beginning at 7:00 p.m. on Wednesday, May 7, 2003, where and when any person interested in or objecting to said vacation could appear and be heard in relation thereto; and

WHEREAS, at that time and place, a public hearing was held and conducted and testimony received for and against the vacation contemplated; and

WHEREAS, at the May 7, 2003, City Council meeting, from the evidence submitted, the City Council of the City of Lodi did determine that the east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, will be unnecessary for present or future public use when the realigned alley improvements south of the existing alley are completed and accepted by the City and did so find and declare; and

WHEREAS, the Planning Commission did find that the subject vacation was consistent with the General Plan of the City of Lodi.

NOW, THEREFORE, BE IT RESOLVED that pursuant to the findings and under the authority of Section 8323 of the Streets and Highways Code of the State of California, that the east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, and more particularly described below shall be abandoned upon completion and acceptance by the City of the realigned alley improvements:

The east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, as shown on Exhibit A attached hereto.

Reserving, and excepting from the vacation, a permanent and right therein to construct, maintain, repair, and operate lines for public utilities, in, over, and across said vacated alley alignment.

Reference is hereby made to a map or plan on file in the office of the City Clerk of the City of Lodi for the particulars as to the proposed vacation.

Dated: May 7, 2003

I hereby certify that Resolution No. 2003-82 was passed and adopted by the City Council of the City of Lodi in a regular meeting held May 7, 2003, by the following vote:

AYES:

COUNCIL MEMBERS - Beckman, Hansen, Howard, Land, and Mayor

Hitchcock

NOES:

**COUNCIL MEMBERS - None** 

ABSENT:

**COUNCIL MEMBERS - None** 

ABSTAIN:

**COUNCIL MEMBERS – None** 

SUSAN J. BLACKSTON

City Clerk

# ALLEY ABANDONMENT A TIBIHX3

25-FT ALLEY TO BE DEDICATED

EAST OAK STREET

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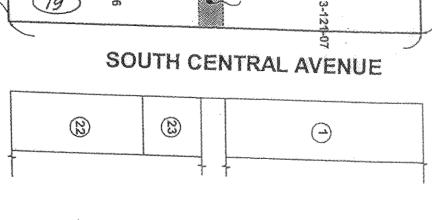
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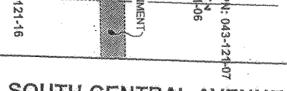
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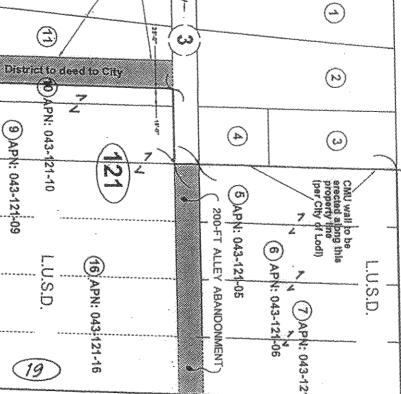
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*PUBLIC WORKS DEPARTMENT* 







Water, Phone, Elect., & Sewer in alley-

CMU wall to be erected along West side of alley (per City of Lodi)

# EAST PINE STREET



# Please immediately confirm receipt of this fax by calling 333-6702

### CITY OF LODI P. O. BOX 3006 LODI, CALIFORNIA 95241-1910

### ADVERTISING INSTRUCTIONS

SUBJECT:

RESOLUTION OF INTENTION TO VACATE THE EAST 200 FEET OF THE ALLEY WEST OF CENTRAL AVENUE AND NORTH OF OAK STREET, REFERRING THE MATTER TO THE PLANNING COMMISSION. AND FURTHER SETTING A PUBLIC HEARING

### LEGAL AD

**PUBLISH DATE:** 

FRIDAY, APRIL 4, 2003

**FRIDAY, APRIL 11, 2003** 

TEAR SHEETS WANTED:

Three (3) please

SEND AFFIDAVIT AND BILL TO:

SUSAN BLACKSTON, CITY CLERK

City of Lodi P.O. Box 3006

Lodi, CA 95241-1910

DATED:

THURSDAY, MARCH 20, 2003

ORDERED BY:

PATRICIA OCHOA

ADMINISTRATIVE CLERK

JACQUELINE L. TAYLOR DEPUTY CITY CLERK JENNIFER M. PERRIN DEPUTY CITY CLERK

Verify Appearance of this Legal in the Newspaper – Copy to File

Faxed to the Sentinel at 369-1084 at 11:46 arm (time) on 3/36/03 (date) 3 [pages]

Kelsey 3/30/03 Phoned to confirm receipt of all pages at 1// 50 (time) Jac Tricia pages (initials)

### NOTICE OF PUBLIC HEARING

RESOLUTION NO. 2003-47

A RESOLUTION OF THE LODI CITY COUNCIL DECLARING ITS INTENTION TO VACATE THE EAST 200 FEET OF THE ALLEY WEST OF CENTRAL AVENUE AND NORTH OF OAK STREET, REFERRING THE MATTER TO THE PLANNING COMMISSION, AND FURTHER SETTING A PUBLIC HEARING

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BE IT RESOLVED by the City Council of the City of Lodi as follows:

It is the intention of the City Council of the City of Lodi, acting in accordance with the provisions of Section 8300 et seq. of the Streets and Highways Code of the State of California, to vacate and abandon the east 200 feet of the alley west of Central Avenue and north of Oak Street, as shown on Exhibit A attached hereto and thereby made a part hereof; and

Reference is hereby made to a map or plan on file in the office of the City Clerk of the City of Lodi for the particulars as to the proposed vacation.

BE IT FURTHER RESOLVED that this matter shall be referred to the Planning Commission for approval; and

BE IT FURTHER RESOLVED that this City Council does hereby fix Wednesday, May 7, 2003, at the hour of 7:00 p.m., in the City Council Chambers, Carnegie Forum, 305 West Pine Street, Lodi, California, as the time and place when and where all persons interested in or objecting to this proposed vacation may appear before this City Council and be heard; and

BE IT FURTHER RESOLVED that the Public Works Director shall cause to be posted notices of abandonment conspicuously along the line of the portion of the alley hereinabove described and proposed to be vacated in the manner, form, and for the length of time set forth in Section 8323 of the Streets and Highways Code of the State of California; and

BE IT FURTHER RESOLVED that copies of this resolution shall be published for at least two successive weeks prior to May 7, 2003, in the "Lodi News-Sentinel," a daily newspaper of general circulation printed and published in the City of Lodi, County of San Joaquin.

Dated: March 19, 2003

I hereby certify that Resolution No. 2003-47 was passed and adopted by the City Council of the City of Lodi in a regular meeting held March 19, 2003, by the following vote:

AYES:

COUNCIL MEMBERS - Beckman, Hansen, Land, and Mayor Hitchcock

NOES:

COUNCIL MEMBERS - None

ABSENT:

**COUNCIL MEMBERS - Howard** 

ABSTAIN:

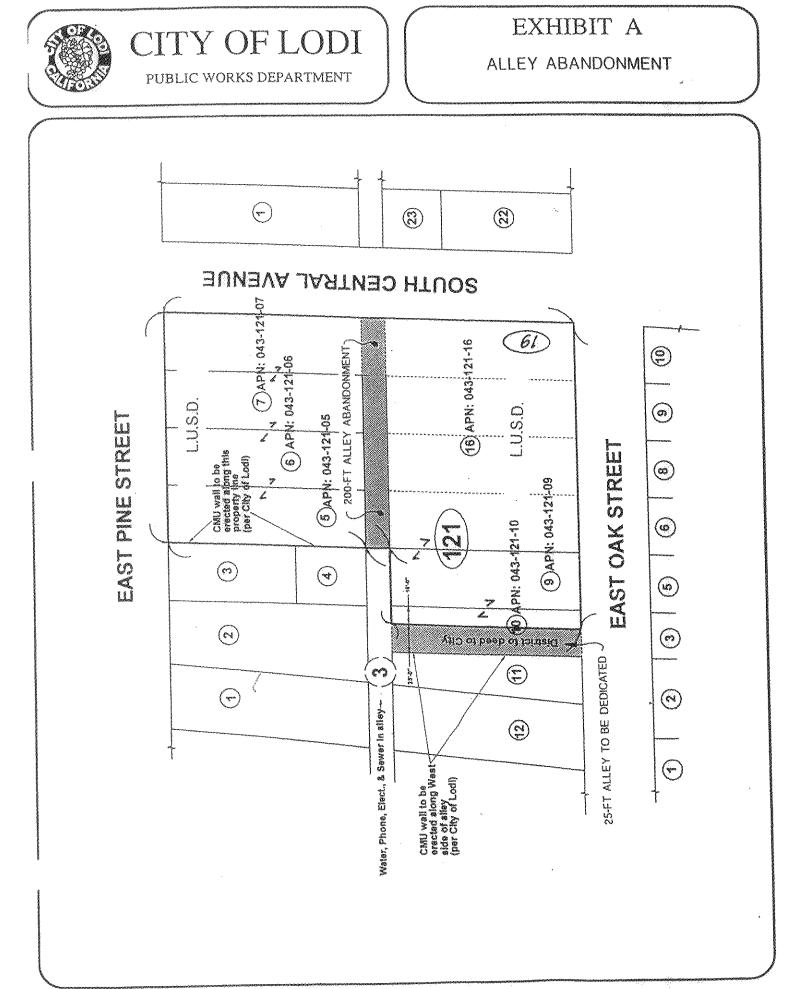
**COUNCIL MEMBERS - None** 

The foregoing document is certified to be a correct copy of the original on file in the City Clerk's Office.

Jennifer M. Perrin Deputy City Clerk, City of Lodi SUSAN J. BLACKSTON

City Clerk

2003-47





### **DECLARATION OF POSTING**

# RESOLUTION OF INTENTION TO VACATE THE EAST 200 FEET OF THE ALLEY WEST OF CENTRAL AVENUE AND NORTH OF OAK STREET, REFERRING THE MATTER TO THE PLANNING COMMISSION, AND FURTHER SETTING A PUBLIC HEARING

On Thursday, March 20, 2003, in the City of Lodi, San Joaquin County, California, a copy of the Resolution of Intention to Vacate the east 200 feet of the alley west of Central Avenue and north of Oak Street, referring the matter to the Planning Commission, and setting a public hearing (attached hereto, marked Exhibit "A") was posted at the following locations:

Lodi Public Library Lodi City Clerk's Office Lodi City Hall Lobby Lodi Carnegie Forum

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 20, 2003, at Lodi, California.

ORDERED BY:

SUSAN J. BLACKSTON CITY CLERK

Jacqueline L. Taylor Deputy City Clerk

Patricia Ochoa Administrative Clerk Jennifer/M. Perrin Deputy City Clerk



### DECLARATION OF MAILING

### RESOLUTION OF INTENTION TO VACATE THE EAST 200 FEET OF THE ALLEY WEST OF CENTRAL AVENUE AND NORTH OF OAK STREET, REFERRING THE MATTER TO THE PLANNING COMMISSION, AND FURTHER SETTING A PUBLIC HEARING

On March 20, 2003, in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a Resolution of Intention to Vacate the east 200 feet of the alley west of Central Avenue and north of Oak Street, referring the matter to the Planning Commission, and further setting a public hearing, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 20, 2003, at Lodi, California.

ORDERED BY:

SUSAN BLACKSTON CITY CLERK, CITY OF LODI

DEPUTY CIT

ORDERED BY: JACQUELINE L. TAYLOR DEPUTY CITY CLERK PATRICIA OCHOA ADMINISTRATIVE CLERK CITY COUNCIL

SUSAN HITCHCOCK, Mayor EMILY HOWARD Mayor Pro Tempore JOHN BECKMAN LARRY D. HANSEN KEITH LAND

# CITY OF LODI

CITY HALL, 221 WEST PINE STREET
P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 333-6702
FAX (209) 333-6807
cityclrk@lodi.gov

H. DIXON FLYNN
City Manager
SUSAN BLACKSTON
City Clerk
RANDALL A. HAYS
City Attorney



March 20, 2003

TO: Interested Parties

# VACATION: TO VACATE THE EAST 200 FEET OF THE ALLEY WEST OF CENTRAL AVENUE AND NORTH OF OAK STREET

This is to inform you that the City Council, at its regular meeting on March 19, 2003, adopted a Resolution of Intention to vacate the east 200 feet of the alley west of Central Avenue and north of Oak Street and set a public hearing for May 7, 2003.

Enclosed for your information is a certified copy of the resolution along with a map of the area to be abandoned.

In addition, this matter has been referred to the Planning Commission and will be heard at its regular meeting of April 23, 2003. Please contact the Community Development Department at (209) 333-6711 if you have any questions.

Should you have questions regarding the abandonment, please contact Public Works Director Richard Prima at (209) 333-6706.

Susan J. Blackston

City Clerk

SJB/imp

Enclosure

cc:

Public Works Director

Community Development Director

# VACATION / ABANDONMENT MAILING LIST



### RESOLUTION OF INTENTION (Setting Public Hearing)

Certified copy w/cover letter to:

Certified copies to:

PG&E

Jeannie Matsumoto, Public Works

12 W. Pine Street Lodi, CA 95240

Wes Fujitani, Public Works

AT&T

Community Development Department

6343 Tam O'Shanter Drive Stockton, CA 95210

Police Department

Pacific Bell 44 W. Yokuts Avenue Stockton, CA 95207 Fire Department

Central Valley Waste Services P.O. Box 241001 Lodi, CA 95241-9501

Chief Deputy County Surveyor Attn: Joe Bussalacci 1810 E. Hazelton Avenue Stockton, CA 95205

### **RESOLUTION OF VACATION (After Public Hearing)**

### Certified copy w/cover letter:

PG&E

AT&T

Pacific Bell

Central Valley Waste Services

Chief Deputy County Surveyor

Jeannie Matsumoto, Public Works

Wes Fujitani, Public Works

Community Development Department

Police Department

Fire Department

The second of th MEEK MICHAEL D ARAMBULA MARIA G MALDONADO JOSE G & YADIRA 325 E PINE ST 11318 HERMS ST 317 1/2 E PINE ST LODI CA 95240 NORWALK CA 90650 LODI CA 95240 Comments of the comments of th Accounts of the control of the contr BISTOLARIDES MARIA TR GARCIA RAMON & JACKIE LODI UNIFIED SCHOOL DISTRICT 7666 SANTA INES CT 511 E PINE ST 1305 E VINE ST STOCKTON CA 95207 LODI CA 95240 LODI CA 95240 The second secon BISTOLARIDES MARIA TR BROWN CONSTANCE'S ETAL ESQUIVEL JESSE J & KATHRYN B 2312 GRENOBLE DR 511 E PINE ST 1397 KOLLN ST LODI CA 95242 LODI CA 95240 PLEASANTON CA 94566 determination of the control of the HESS IDA M TR MCKENZIE JAMES L & DEBRA M MARTIN ROBERT L & S E 1505 W IRIS DR 349 E PINE ST 5057 E HARNEY LN LODI CA 95240 LODI CA 95242 LODI CA 95240 WOODWARD RICHARD & MICHELE OROZCO JORGE & SONIA VUONG JOE 343 E PINE ST 345 E PINE ST 339 E PINE ST LODI CA 95240 LODI CA 95240 LODI CA 95240 LEUNG YAU HING & WAI SILIVERDIS DAN & TASIA TR KHAN ZAMURAD & BIBI ETAL 333 E PINE ST 413 E PINE ST 550 VIRGINIA AVE LODI CA 95240 LODI CA 95240 LODI CA 95242 The second secon GREEN CAMILLE MATUSICH RICHARD G & BRENDA T AKBAR SHER & O J 816 S CENTRAL APT B 405 E PINE ST 7964 KEMPER CT LODI CA 95240 LODI CA 95240 PLEASANTON CA 94588 A CONTRACTOR OF THE CONTRACTOR GLENN JERRY L ETAL FUKUNAGA RITSUYE TR LITFIN ROBERT & P TRS 4341 ST ANDREWS DR 14704 N BECKMAN RD 1445 S CHEROKEE LN STOCKTON CA 95219 LODI CA 95240 LODI CA 95240 The state of the s BENNETT DEAN A & JUANITA M BLAYNEY DOUGLAS I & B J MCCARVER DARRELL & CYNTHIA 713 W KETTLEMAN LN 327 E OAK ST 326 E OAK ST LODI CA 95240 LODI CA 95240 LODI CA 95240

MENDOZA REYETAL

334 E OAK ST

LODI CA 95240

2311 W COCHRAN RD

LODI CA 95242

KORT DOUGLAS M & JUNELLA M TR

338 E OAK ST

LODI CA 95240

KONSCHAK VIRGIL & JANIS TR

Ildudduddudduddud RUIZ JOSEPHINE M 342 E OAK ST LODI CA 95240

Hamilandallandind KOTAKA DENIS & GAYNER 417 E OAK ST LODI CA 95240

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Illimhimhthillimilmi MCGINN JAMES J & S J 354 É OAK ST LODI CA 95240

III...III...III....III GISLER MARK A & MARY P 25361 N LINN RD ACAMPO CA 95220

Ildinidadilindad CLARK PAMELA MAE 4995 E HARNEY LON LODI CA 95240

III...III...III...III.III...IIIII GUDDAL MICHAEL H 1313 COLGATE DR DAVIS CA 95616

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Illindind Indiad GIES LORI H 416 E PINE ST LODI CA 95240

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Hubblitanhldhillind GILLESPIE MARY ETAL 401 E OAK ST LODI CA 95240

Illindindillindindind DAVID SOLOMON 4719 QUAIL LAKES DR #G-193 STOCKTON CA 95207



### DECLARATION OF MAILING

# RESOLUTION/ORDER TO VACATE THE EAST 200 FEET OF THE ALLY WEST OF CENTRAL AVENUE AND NORTH OF OAK STREET

On May 9, 2003, in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a Resolution/Order to Vacate the east 200 feet of the ally west of Central Avenue and North of Oak Street, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 9, 2003, at Lodi, California.

ORDERED BY:

SUSAN BLACKSTON CITY CLERK, CITY OF LODI

JACQUELINE L. TAYLOR
DEPUTY CITY CLERK

PATRICIA OCHOA
ADMINISTRATIVE CLERK

ORDERED BY:

JENNIFER M PERRIN DEPUTY CITY CLERK CITY COUNCIL

SUSAN HITCHCOCK, Mayor EMILY HOWARD Mayor Pro Tempore JOHN BECKMAN LARRY D. HANSEN KEITH LAND

# CITY OF LODI

CITY HALL, 221 WEST PINE STREET
P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 333-6702
FAX (209) 333-6807
cityclrk@lodi.gov

H. DIXON FLYNN
City Manager
SUSAN BLACKSTON
City Clerk
RANDALL A. HAYS

City Attorney



May 8, 2003

TO: Interested Parties

# VACATION: TO VACATE THE EAST 200 FEET OF THE ALLEY WEST OF CENTRAL AVENUE AND NORTH OF OAK STREET

This is to inform you that the City Council at its regular meeting on May 7, 2003, considered the above matter and declared the area vacated and abandoned.

Enclosed for your information is a certified copy of the resolution along with a map of the abandoned area.

Should you have questions regarding the abandonment, please contact Public Works Director Richard Prima at (209) 333-6706.

Susan J. Blackston City Clerk

Sur J. Black

SJB/jmp

eg.

Enclosure

cc:

Public Works Director

PLEASE RECORD AND RETURN TO: Susan J. Blackston, City Clerk P.O. Box 3006 Lodi, CA 95241-1910

### RESOLUTION NO. 2003-82

A RESOLUTION OF THE LODI CITY COUNCIL VACATING THE EAST 200 FEET OF THE ALLEY WEST OF CENTRAL AVENUE AND NORTH OF OAK STREET

WHEREAS, this City Council, acting in accordance with provisions of Part III of Division 9 of the Streets and Highways Code of this State, did on the 19th day of March, 2003, pass and adopt Resolution of Intention No. 2003-47 therein declaring the intention of said City Council to vacate the east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, County of San Joaquin, State of California, at the time of completion and acceptance by the City of the realigned alley improvements south of the existing alley, reserving, however, and excepting from the vacation, a permanent and right therein to construct, maintain, repair, and operate lines for public utilities, in, over, and across said vacated alley alignment, and more particularly described as follows, to wit:

The east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, as shown on Exhibit A attached.

WHEREAS, said notice of said intended vacation was regularly given by publication and by posting, both in time, form, and manner as required by law as is evidence by affidavits on file and on record in the office of the City Clerk of the City of Lodi; and

WHEREAS, in accordance with the provisions stated herein and also contained in the posted notices of the adoption of said resolution, notice was given that a public hearing would be held before the City Council in the City Council Chambers, Carnegie Forum, 305 West Pine Street, Lodi, California, beginning at 7:00 p.m. on Wednesday, May 7, 2003, where and when any person interested in or objecting to said vacation could appear and be heard in relation thereto; and

WHEREAS, at that time and place, a public hearing was held and conducted and testimony received for and against the vacation contemplated; and

WHEREAS, at the May 7, 2003, City Council meeting, from the evidence submitted, the City Council of the City of Lodi did determine that the east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, will be unnecessary for present or future public use when the realigned alley improvements south of the existing alley are completed and accepted by the City and did so find and declare; and

WHEREAS, the Planning Commission did find that the subject vacation was consistent with the General Plan of the City of Lodi.

NOW, THEREFORE, BE IT RESOLVED that pursuant to the findings and under the authority of Section 8323 of the Streets and Highways Code of the State of California, that the east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, and more particularly described below shall be abandoned upon completion and acceptance by the City of the realigned alley improvements:

The east 200 feet of the alley west of Central Avenue and north of Oak Street, Lodi, California, as shown on Exhibit A attached hereto.

Reserving, and excepting from the vacation, a permanent and right therein to construct, maintain, repair, and operate lines for public utilities, in, over, and across said vacated alley alignment.

Reference is hereby made to a map or plan on file in the office of the City Clerk of the City of Lodi for the particulars as to the proposed vacation.

Dated:

May 7, 2003

I hereby certify that Resolution No. 2003-82 was passed and adopted by the City Council of the City of Lodi in a regular meeting held May 7, 2003, by the following vote:

AYES:

COUNCIL MEMBERS - Beckman, Hansen, Howard, Land, and Mayor

SUSAN J. BLACKSTON

City Clerk

Hitchcock

NOES:

**COUNCIL MEMBERS - None** 

ABSENT:

COUNCIL MEMBERS - None

ABSTAIN:

COUNCIL MEMBERS - None

The foregoing document is certified to be a correct copy of the original on file in the City Clerk's Office.

Jennifer M. Perrin

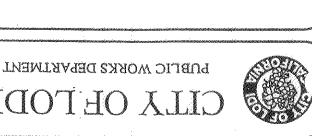
Deputy City Clerk, City of Lodi

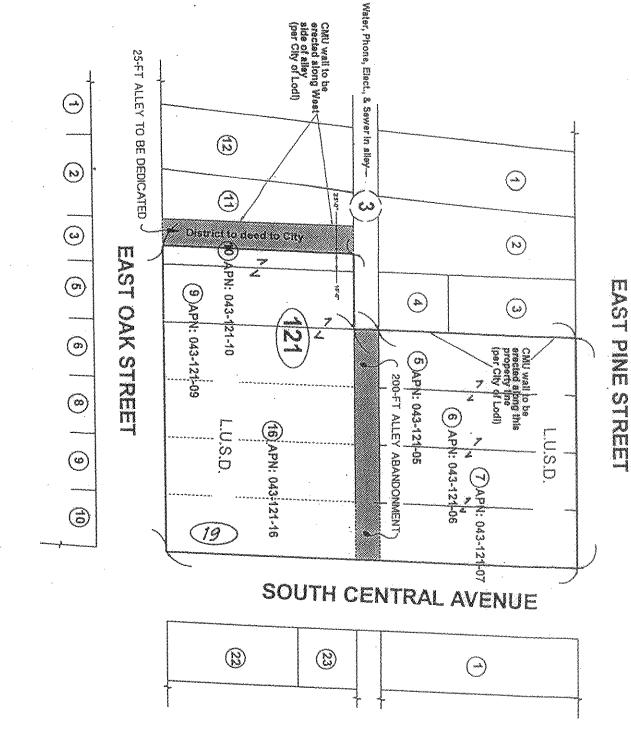
Dated:

2003-82

# ALLEY ABANDONMENT A TIBIHX3

# ILK OFLODI







# VACATION / ABANDONMENT MAILING LIST

### **RESOLUTION OF INTENTION (Setting Public Hearing)**

Certified copy w/cover letter to:

Certified copies to:

PG&E

Jeannie Matsumoto, Public Works

12 W. Pine Street Lodi. CA 95240

Wes Fujitani, Public Works

T&TA

Community Development Department

6343 Tam O'Shanter Drive Stockton, CA 95210

Police Department

Pacific Bell 44 W. Yokuts Avenue Stockton, CA 95207 Fire Department

Central Valley Waste Services P.O. Box 241001 Lodi, CA 95241-9501

Chief Deputy County Surveyor Attn: Joe Bussalacci 1810 E. Hazelton Avenue Stockton, CA 95205

### RESOLUTION OF VACATION (After Public Hearing)

### Certified copy w/cover letter:

PG&E

AT&T

Pacific Bell

Central Valley Waste Services

Chief Deputy County Surveyor

Jeannie Matsumoto, Public Works

Wes Fujitani, Public Works

Community Development Department

Police Department

Fire Department

Illinding the light brown constance setal 2312 Grenoble DR LODI CA 95242

MARTIN ROBERT L & S E 5057 E HARNEY LN LODI CA 95240

Uhludhulhulhul WOODWARD RICHARD & MICHELE 345 E PINE ST LODI CA 95240

Illindindidadidadi SILIVERDIS DAN & TASÍA TR 550 VIRGINIA AVÉ LODI CA 95242

Humhumhhallhallall AKBAR SHER & O J 816 S CENTRAL APT B LODI CA 95240

Illindidadillindid GLENN JERRY L ETAL 4341 ST ANDREWS DR STOCKTON CA 95219

Ildundundullindlind BENNETT DEAN A & JUANITA M 713 W KETTLEMAN LN LODI CA 95240

Humbimbibbibbib KORT DOUGLAS M & JUNELLA M TR 2311 W COCHRAN RD LODI CA 95242 Illullunllunllullunl ARAMBULA MARIA G 11318 HERMS ST NORWALK CA 90650

Illudial III III III GARCIA RAMON & JACKIE 7666 SANTA INES CT STOCKTON CA 95207

lluluuluuluulluulluul BISTOLARIDES MARIA TR 511 E PINE ST LODI CA 95240

Ildushlashdashdashd HESS IDA M TR 1505 W IRIS DR LODI CA 95242

Illadiaddalladladlad OROZCO JORGE & SONIA 343 E PINE ST LODI CA 95240

II.I...III...III...III...I LEUNG YAU HING & WAI 333 E PINE ST LODI CA 95240

Ildundan Idadilin Ilad GREEN CAMILLE 405 E PINE ST LODI CA 95240

II.I...II...II...II...II...I FUKUNAGA RITSUYE TR 14704 N BECKMAN RD LODI CA 95240

Ildudduddudludlud BLAYNEY DOUGLAS I & B J 327 E OAK ST LODI CA 95240

III...

EXHIBIT B

Handanhalalladhal MALDONADO JOSE G & YADIRA 317 1/2 E PINE ST LODI CA 95240

Illindindiddiddid LODI UNIFIED SCHOOL DISTRICT 1305 E VINE ST LODI CA 95240

Illududdulludlud ESQUIVEL JESSE J & KATHRYN B 1397 KOLLN ST PLEASANTON CA 94566

Ildudhuldulludlud MCKENZIE JAMES L & DEBRA M 349 E PINE ST LODI CA 95240

Illindinddallindfall VUONG JOE 339 E PINE ST LODI CA 95240

Illudulduldulduldul MATUSICH RICHARD G & BRENDA T 7964 KEMPER CT PLEASANTON CA 94588

Ildrahmiddallumlad MCCARVER DARRELL & CYNTHIA 326 E OAK ST LODI CA 95240

Ildindambhlalliadhad KONSCHAK VIRGIL & JANIS TR 338 E ÓAK ST LODI CA 95240

Hilmhimhhhallimlimh MCGINN SANDRA JETAL 350 E ÖAK ST LODI CA 95240

HilmhillimiliH GISLER MARK ANTHONY & MARY TR 25361 N LINN RD ACAMPO CA 95220

Illudumlidilluduml KOTAKA DENIS & GAYNER 417 E OAK ST LODI CA 95240

Illinihmilidilliminil OTTO TODD J & CYNTHIA 8194 E PELTIER RD ACAMPO CA 95220

Illindidddidddidd SINGH INDER 16 S CENTRAL AVE LODI CA 95240

Illian III III III III ORDONEZ HORACIO R & M 1010 S GARFIELD LODI CA 95240 Ildudduddudlludlud TORRES JOSEPHINE L 342 1/2 E OAK ST LODI CA 95240

Illimidia ida illimilimi MCGINN JAMES J & S J 354 E OAK ST LODI CA 95240

Ihludhaddalladlad CLARK PAMELA MAE 4995 E HARNEY LON LODI CA 95240

Illimbillimbillimbildi GUDDAL MICHAEL H 1313 COLGATE DR DAVIS CA 95616

Hilm Infinite Infinite BLEHM GLEN H & H TRS 719 W WALNUT ST LODI CA 95240

Illindindiddiddidd MUNOZ ANTONIO & MARIA D 111 S CENTRAL AVE LODI CA 95240

Ildududddullullullul GIES LORI H 416 E PINE ST LODI CA 95240

Illindind Illindind TAYLOR SHIRLEY J 415 E OAK ST LODI CA 95240

Illimhimhidhillimliml BEGUM SAJIDA 116 S CENTRAL ÄVE LODI CA 95240

Ildudated III and III DAVID SOLOMON 4719 QUAIL LAKES DR #G-193 STOCKTON CA 95207



### **DECLARATION OF MAILING**

# RESOLUTION/ORDER TO VACATE THE EAST 200 FEET OF THE ALLEY WEST OF CENTRAL AVENUE AND NORTH OF OAK STREET

On May 9, 2003, in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a Resolution/Order to Vacate the east 200 feet of the alley west of Central Avenue and North of Oak Street, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 9, 2003, at Lodi, California.

ORDERED BY:

SUSAN BLACKSTON CITY CLERK, CITY OF LODI

|   | CITY CLERK, CITY OF LOD                 |
|---|---|
| ORDERED BY:                               |   |
| JACQUELINE L. TAYLOR<br>DEPUTY CITY CLERK | JENNIFER M. PERRIN<br>DEPUTY CITY CLERK |
| PATRICIA OCHOA<br>ADMINISTRATIVE CLERK    |   |